

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
JIMMY SMITH and ANTHONY PALUMBO, suing on behalf ECF Case  
of themselves and all others similarly situated, :  
:  
08-CV-7090 (GBD)  
:  
Plaintiffs, :  
:  
- against - : **NOTICE OF APPEARANCE OF**  
: **COUNSEL FOR DEFENDANTS**  
:  
THE NEW YORK STATE DEPARTMENT OF  
CORRECTIONAL SERVICES and BRIAN FISCHER,  
Commissioner, Department of Correctional Services,  
:  
Defendants.

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PLEASE TAKE NOTICE that the undersigned appears on behalf of Defendants,  
THE NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES AND BRIAN  
FISCHER.

Dated: New York, New York  
August 28, 2008

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State of New York  
Attorney for Defendants  
By:

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